

Tax Recovery and Criminal Enforcement
Task Force Executive Board
621 Capitol Mall, Suite 2150, Sacramento, CA 95814
May 22, 2014
Agenda

Open Session: 10:00 a.m.

Discussion Items

- April 24, 2014 Minutes
- Media Relations – BOE PIO
- AB 2681 – Retail Sales of Counterfeit Items
- New Member Agencies
- Outreach
- Bi-Laws
 - Annual Chair Election
 - Proxy Voting
 - Outside Referrals
 - Meeting Frequency
- Web Presence – Status Report
- Complaint Intake Form (Draft)
- Tri-fold (Draft)
- TRaCE Investigator Recognition

Closed Session: Immediately follows the conclusion of Open Session.

- Potential Cases for Collaboration
- Report of TRaCE Activities (Task Force Commander)

Tax Recovery and Criminal Enforcement Task Force

Executive Board Meeting

Meeting Minutes

May 22, 2014

Meeting called to order at 10:05 a.m. by Randy Silva, Chairman, TRaCE Executive Board

Members Present:

Randy Silva, Chairman, BOE, Investigations and Special Operations

Gloria Pingrey, Special Agent in Charge, DOJ

Tom McPherson, Chief, FTB Investigations

Lisa Schmith, Chief, EDD Investigations

John Gliatta, Assistant Special Agent in Charge, FBI

Eric Hirata, Deputy Division Chief, ABC

Subsequent Additions:

Daniel Lane, Assistant Special Agent in Charge, Homeland Security Investigations (HSI)

Discussion Items:

- TRaCE Recognitions
 - Certificate of Achievement was awarded to TRaCE Task Force member Heidi Gutierrez, FTB, for exceptional performance on a TRaCE assignment.
 - Certificate of Achievement was awarded to Victoria Van Ruiten, BOE, for exceptional performance while investigating a complex, multi-agency case.
- April 24, 2014, Minutes
 - Gloria Pingrey motioned to approve the minutes. Motion was second by Eric Hirata.
 - Vote: 5 in favor, 0 opposed (vote taken before Daniel Lane became Executive Board Member)

Resolved: Motion carried

- AB 2681 – Retail Sales of Counterfeit Items
 - AB 2681 requires manufacturers, wholesalers, distributors, and retailers found to possess counterfeit goods to pay the sales tax on the retail selling price of the counterfeit goods found. Additional assessments, if warranted, maybe made upon additional investigation.
 - Chairman Silva will keep the Executive Board Members updated on this bill.
- RICO Legislation will be discussed on the next Executive Board Meeting.
- New Members
 - The FBI and the ABC signed the MOU.
 - Gloria Pingrey motioned to approve Daniel Lane, Assistant Special Agent in Charge, HSI, as Executive Board Member. Motion was second by Chairman Silva.
 - Vote: 5 in favor, 0 opposed

Resolved: Motion carried

- Outreach
 - Kevin Ferreira made a presentation to the California Building Trade and the California Labor Federation. They would like Kevin Ferreira to give a presentation to their Executive Board once the TRaCE literature is ready to be sent out and the TRaCE website is online.
 - Chairman Silva and Kevin Ferreira met with the President of the California Chamber of Commerce (CCC). The CCC would like to develop three newsletters: 1) information about TRaCE and their activities regarding the Underground Economy; 2) the different kinds of criminal activity TRaCE investigations; and 3) in the future, TRaCE accomplishments.
 - Chairman Silva will send a draft of the newsletter to the Executive Board Members for review before sending it to the CCC.
 - The California Asian Chamber, located in San Francisco, requested a BOE Board Member to be on the panel at the Business Seminar on September 18 and 19, 2014. Board Member Betty Yee agreed to be on the panel for the Board of Equalization.
 - Next week Kevin Ferreira will be meeting with the Howard Jarvis Taxpayers Association.
 - On May 23, 2014, Kevin Ferreira he will be meeting with the Director of My Sister's House.
 - The Napa Solano Building Trades asked Kevin Ferreira to give a presentation.
 - Kevin Ferreira plans to talk with the Longshoreman regarding shipping containers.
- Bylaws
 - Annual Chair Election – Article IV – Meetings, Section III
 - Chairman Silva motioned to approve the revision to Article IV – Meetings, Section III, to elect a new Chairperson each year at the Executive Board Meeting in March. Motion was second by Lisa Schmith.
 - Vote: 6 in favor, 0 opposed
 - Resolved: Motion carried**
 - Proxy Voting – Article VII – Voting, Section II
 - Peter Williams motioned to approve the addition of Article VII – Voting, Section II to the Bylaws:

“Proxy voting is a form of voting whereby a member of the Task Force Executive Board may entrust his/her voting power to a “Delegate” of his/her choosing. In the event a Task Force Executive Board member is unable to attend a scheduled meeting, a Delegate may be sent in his/her stead. The Delegate, however, may not be a person who works on the TRaCE.”
 - Motion was second by Daniel Lane.
 - Vote: 6 in favor, 0 opposed
 - Resolved: Motion carried**

- Outside Referrals
 - Outside referrals will not be included in the Bylaws. Outside referrals will follow the recommendation made at the April 24, 2014, meeting: all referrals go to the Task Force Commander or the Deputy Attorney General to review for sufficiency and collaborative opportunities. If appropriate, assignment will be made to TRaCE staff.
- Meeting Frequency – Article IV – Meetings, Section I
 - Gloria Pingrey motioned to approve conducting regular monthly meetings on the third Wednesday of the month. Motion was second by Peter Williams.
 - Vote: 6 in favor, 0 opposed
 - Resolved: Motion carried**
- Article III – Task Force Executive Members, Section I
 - Chairman Silva motioned to add the Homeland Security Investigation (HSI) to be included in The Task Force Executive Board of public officials from the participating agencies. Motion was second by Gloria Pingrey.
 - Vote: 6 in favor, 0 opposed
 - Resolved: Motion carried**
- Web Presence – Status Report
 - Gina Fong stated the website is still in draft production. Gina Fong made a power point presentation navigating through the website showing all the different functions on the website and additional functions that will be added in the future.
 - On the website, Gina Fong showed the Compliant Intake Form (Draft) and the Tri-fold (Draft).
 - Chairman Silva said the website should be transparent and a collaboration of all the agencies in TRaCE.
 - Any suggestions for website modifications should be emailed to Gina Fong.
- Next meeting is scheduled for June 25, 2014 at 10:00 a.m., at 621 Capitol Mall, Room 2114.

Open session Meeting adjourned at 11:00 a.m. by Randy Silva, Chairman, TRaCE Executive Board.